

## **REMARKS**

### ***Status of the Claims***

Applicants thank the Examiner for the attention given to the present application. By the present amendment, claim 15 has been amended and claim 18 has been canceled. Support for the Amendment to claim 15 can be found in claim 18 as originally filed. Claims 1-17, 19 and 20 are pending.

### ***Rejections Under the Judicially Created Doctrine of Obviousness Type Double Patenting***

Claims 1-20 stand rejected under the judicially created doctrine of obviousness type double patenting over US Patent Nos. 5,882,507, 5,785,844, and 6,423,224. Applicants respectfully traverse this rejection as the present claims are patentably distinct from the claims of the three cited patents.

But in a sincere effort to advance prosecution of the present claims, Applicants submit herewith a Terminal Disclaimer pursuant to 37 CFR § 1.321 over the three patents. In submitting this Terminal Disclaimer, Applicants state for the record that this Terminal Disclaimer is not an admission of obviousness in view of the three cited US Patents. *Quad Envtl. Corp. v. Union San. Dist.*, 20 USPQ2d 1392 (Fed.Cir. 1992)

In view of the enclosed Terminal Disclaimer, Applicants respectfully request that the Examiner withdraw the rejections of the present claims under the judicially created doctrine of obviousness type double patenting.

### ***35 U.S.C. § 102(b) Rejection***

Claims 15-17, 19 and 20 stand rejected under 35 U.S.C. § 102(b) as being anticipated by US Patent No. 1,432,522, to Barnes. The Applicants respectfully traverse this rejection.

The Examiner admits that claim 18, which originally depended from claim 15, is distinguishable over the Barnes reference. In a effort to advance prosecution, the substance of claim 18 has been added to claim 15 and claim 18 has been cancelled. As such, it is believed that claim 15 as amended herein, is distinguishable over the Barnes reference and that the present rejection has been overcome. As such, the Examiner is

respectfully requested to withdraw the present rejection of claims 15-17, 19 and 20 under 35 U.S.C. § 102(b).

**SUMMARY**

In light of the Terminal Disclaimer, the amendments and the discussions contained herein, Applicants respectfully request reconsideration and withdrawal of the rejections of the present claims. Likewise, prompt issuance of a Notice of Allowance is respectfully requested.

Respectfully submitted,

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